

Message Text

CONFIDENTIAL

PAGE 01 STATE 227267

13

ORIGIN L-03

INFO OCT-01 CPR-02 AF-10 ARA-16 EA-11 EUR-25 NEA-10 RSC-01

IO-14 ISO-00 CIAE-00 INR-10 NSAE-00 SY-10 USSS-00

FBIE-00 SS-20 NSC-10 SPC-03 PA-04 PRS-01 USIA-15 /166 R

66630

DRAFTED BY L/UNA:JWWILLIS/SCNELSON:JNP

APPROVED BY L/UNA - MR. NELSON

AF/RA - MR. WALKER

IO/UNP - MR. ROTHENBERG

EUR - MR. ARMITAGE

EUR - MR. STABLER

EA/RA - MISS MCNUTT

EA/J - MR. LEVIN

S/CCT - AMB. HOFFACKER

----- 020895

P 162349Z NOV 73

FM SECSTATE WASHDC

TO AMEMBASSY ABIDJAN PRIORITY

AMEMBASSY ACCRA PRIORITY

AMEMBASSY ADDIS ABABA PRIORITY

AMEMBASSY BANGKOK PRIORITY

AMEMBASSY BELGRADE PRIORITY

AMEMBASSY BONN PRIORITY

AMEMBASSY BRUSSELS PRIORITY

AMEMBASSY JAKARTA PRIORITY

AMEMBASSY GEORGETOWN PRIORITY

AMEMBASSY ISLAMABAD PRIORITY

AMEMBASSY KUALA LUMPUR PRIORITY

AMEMBASSY LAGOS PRIORITY

AMEMBASSY LONDON PRIORITY

AMEMBASSY MOSCOW PRIORITY

AMEMBASSY NAIROBI PRIORITY

AMEMBASSY NEW DELHI PRIORITY

AMEMBASSY NICOSIA PRIORITY

AMEMBASSY OSLO PRIORITY

AMEMBASSY OTTAWA PRIORITY

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 227267

AMEMBASSY PARIS PRIORITY

AMEMBASSY RABAT PRIORITY
AMEMBASSY ROME PRIORITY
AMEMBASSY STOCKHOLM PRIORITY
AMEMBASSY TOKYO PRIORITY
AMEMBASSY TUNIS PRIORITY
INFO UMISSION USUN NEW YORK PRIORITY

C O N F I D E N T I A L STATE 227267

E.O. 11652: GDS
TAGS: UNGA, PINS
SUBJECT: UNGA - CONVENTION ON PROTECTION OF DIPLOMATS

1. PROTECTION OF DIPLOMATS CONVENTION, WHICH HAS BEEN UNDER NEGOTIATION IN UNGA SIXTH (LEGAL) COMMITTEE DURING PAST SEVERAL WEEKS, MAY NOW BE SERIOUSLY JEOPARDIZED WITH SUDDEN INTRODUCTION BY AFRICANS, AT LATE STAGE IN NEGOTIATIONS, OF PROPOSAL TO EXCLUDE "NATIONAL LIBERATION MOVEMENTS" FROM COVERAGE OF CONVENTION. FOLLOWING NEW ARTICLE WAS INITIALLY PROPOSED BY ALL THE AFRICAN STATES, INCLUDING THE USUALLY MODERATE GHANAIS AND NIGERIANS:

"NO PROVISION OF THESE ARTICLES SHALL BE APPLICABLE TO PEOPLES STRUGGLING AGAINST COLONIALISM, FOREIGN OCCUPATION, RACIAL DISCRIMINATION AND APARTHEID IN THE EXERCISE OF THEIR LEGITIMATE RIGHTS TO SELF-DETERMINATION AND INDEPENDENCE."

GHANA LATER JOINED INDONESIA, CYPRUS, INDIA AND GUYANA IN WITHDRAWING SUPPORT FOR SUCH AN EXTREMELY FORMULATION, ALTHOUGH THEY CONTINUE TO SUPPORT AFRICAN APPROACH IN PRINCIPLE. GONZALEZ GALVEZ OF MEXICO HAS TAKEN LEAD IN NEW YORK, WITH OTHER LATIN AMERICANS SUPPORTING, IN EFFORTS TO DISSUADE AFRICANS FROM THIS LANGUAGE.

2. PROPOSED ARTICLE, IF ADOPTED, WOULD TOTALLY UNDERMINE BASIC OBJECTIVES OF CONVENTION TO WHICH SUBSTANTIAL MAJORITY OF WORLD COMMUNITY ATTACHES GREAT IMPORTANCE AS MEANS OF DEALING WITH VERY SERIOUS PROBLEM. EMBASSIES ACCORDINGLY REQUESTED TO APPROACH RESPECTIVE FONOFFS ON URGENT
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 227267

BASIS AT HIGHEST APPROPRIATE LEVEL, UNLESS YOU PERCEIVE OBJECTION, MAKING FOLLOWING POINTS AS APPROPRIATE:

-- SUBSTANTIAL PORTION OF REST OF WORLD COMMUNITY ATTACHES GREAT IMPORTANCE TO OBJECTIVES OF CONVENTION ON PROTECTION OF DIPLOMATS, WHICH IS DESIGNED TO PROTECT BROAD INTERNATIONAL INTEREST IN MAINTENANCE OF EFFECTIVE CHANNELS OF DIPLOMATIC COMMUNICATION.

-- IT IS PRESUMABLY NOT THE INTENTION OF AFRICAN GOVERNMENTS TO GO ON RECORD BEFORE WORLD COMMUNITY AS APPROVING OR JUSTIFYING ASSASSINATION, KIDNAPPING, ETC. OF DIPLOMATS FOR ANY REASON.

-- THERE IS NOTHING IN CONVENTION WHICH JEOPARDIZES IN ANY WAY ACTIONS AND ASPIRATIONS OF NATIONAL LIBERATION MOVEMENTS.

-- NONETHELESS, RAISING OF THIS MAJOR ISSUE AT THIS TIME, AFTER WEEKS OF CAREFUL, SERIOUS WORK ON THIS CONVENTION, DOES NOT REFLECT A RESPONSIBLE AND CONSTRUCTIVE APPROACH TO THE WORK OF THE UNITED NATIONS ON THIS IMPORTANT PROBLEM.

-- INCLUSION OF A PROVISION SUCH AS THAT PROPOSED BY AFRICANS WOULD KILL CHANCES FOR EFFECTIVE CONVENTION WHICH COULD COMMAND WORLDWIDE SUPPORT.

-- WE REQUEST THAT HOST GOVERNMENT INSTRUCT ITS REPRESENTATIVES IN NEW YORK STRONGLY TO RESIST EFFORTS OF SOME AFRICANS TO MAKE THIS A "SOLIDARITY" ISSUE. IT IS NOT IN THE INTERESTS OF "THIRD WORLD" STATES EITHER TO PREJUDICE THE SUCCESS OF THIS CONVENTION, IN WHICH THEY HAVE A REAL AND DIRECT INTEREST, OR TO PUT IN QUESTION BEFORE WORLD PUBLIC OPINION THEIR COMMITMENT TO BASIC STANDARDS OF DECENT AND CIVILIZED RULES OF LAW.

3. FOR ACCRA, DJAKARTA, GEORGETOWN, NEW DELHI, NICOSIA. YOU MIGHT PREFACE YOUR REMARKS WITH EXPRESSION OF APPRECIATION FOR RESPONSIBLE POSITIONS TAKEN BY THEIR DELS IN NEW YORK AND EXPRESS HOPE THAT THEY CAN PERSUADE
CONFIDENTIAL

CONFIDENTIAL

PAGE 04 STATE 227267

OTHERS TO ADOPT SIMILARLY RESPONSIBLE POSITION.

4. FOR BONN, BRUSSELS, LONDON, OSLO, OTTAWA, PARIS, ROME, STOCKHOLM AND TOKYO. SINCE THESE GOVERNMENTS PRESUMABLY OPPOSED TO AFRICAN EFFORT, EMBASSIES REQUESTED TO APPROACH FONOFFS TO URGE THEM TO MAKE SIMILAR DEMARCHES IN SAME CAPITALS, UNLESS POSTS REGARD EFFORT AS COUNTERPRODUCTIVE.

5. ISSUE MAY COME TO HEAD SHORTLY IN SIXTH COMMITTEE. EVEN IF DEMARCHES COME TOO LATE TO AFFECT OUTCOME, DEPARTMENT BELIEVES EFFORT IMPORTANT FOR PUBLIC POSITION IN CASE CONVENTION UNACCEPTABLE TO US OR FAILS ALTOGETHER.
KISSINGER

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, PARAMILITARY FORCES, AMENDMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 16 NOV 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: golinofr
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE227267
Document Source: CORE
Document Unique ID: 00
Drafter: JWWILLIS/SCNELSON:JNP
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: n/a
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19731128/aaaaaubu.tel
Line Count: 167
Locator: TEXT ON-LINE
Office: ORIGIN L
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags:
Review Date: 19 SEP 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <19-Sep-2001 by martinml>; APPROVED <06 MAR 2002 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: UNGA - CONVENTION ON PROTECTION OF DIPLOMATS
TAGS: PINS, PFOR, XA, UNGA
To: ABIDJAN MULTIPLE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005